

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

DANIELL BRUBAKER

Plaintiff(s),

vs.

BELFOR USA GROUP, INC. dba
BELFOR PROPERTY RESTORATION,
AND DOES I X

Defendant(s).

Case #3:18-cv-00315-RCJ-WG

VERIFIED PETITION FOR
PERMISSION TO PRACTICE
IN THIS CASE ONLY BY
ATTORNEY NOT ADMITTED
TO THE BAR OF THIS COURT
AND DESIGNATION OF
LOCAL COUNSEL

FILING FEE IS \$250.00

Daniel K. O'Toole

(name of petitioner)

, Petitioner, respectfully represents to the Court:

1. That Petitioner is an attorney at law and a member of the law firm of

Armstrong Teasdale LLP

(firm name)

with offices at 7700 Forsyth Boulevard, Suite 1800

(street address)

St. Louis

(city)

Missouri

(state)

63105

(zip code)

314.621.5070

(area code + telephone number)

dotoole@armstrongteasdale.com

(Email address)

2. That Petitioner has been retained personally or as a member of the law firm by

Belfor USA Group, Inc.

[client(s)]

to provide legal representation in connection with

the above-entitled case now pending before this Court.

3. That since September 21, 1990, Petitioner has been and presently is a
(date)
member in good standing of the bar of the highest Court of the State of Missouri
(state)
where Petitioner regularly practices law. Petitioner shall attach a certificate from the state bar or
from the clerk of the supreme court or highest admitting court of each state, territory, or insular
possession of the United States in which the applicant has been admitted to practice law certifying
the applicant's membership therein is in good standing.

4. That Petitioner was admitted to practice before the following United States District
Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts
of other States on the dates indicated for each, and that Petitioner is presently a member in good
standing of the bars of said Courts.

Court	Date Admitted	Bar Number
See Attached.		

5. That there are or have been no disciplinary proceedings instituted against petitioner,
nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory
or administrative body, or any resignation or termination in order to avoid disciplinary or
disbarment proceedings, except as described in detail below:

None.

6. That Petitioner has never been denied admission to the State Bar of Nevada. (Give particulars if ever denied admission):

None.

7. That Petitioner is a member of good standing in the following Bar Associations.

See Attached.

8. Petitioner has filed application(s) to appear as counsel under Local Rule IA 11-2 (formerly LR IA 10-2) during the past three (3) years in the following matters: (State "none" if no applications.)

Date of Application	Cause	Title of Court Administrative Body or Arbitrator	Was Application Granted or Denied
February 28, 2018	Case No. 3:18-cv-4	USDC - Nevada	Granted

(If necessary, please attach a statement of additional applications)

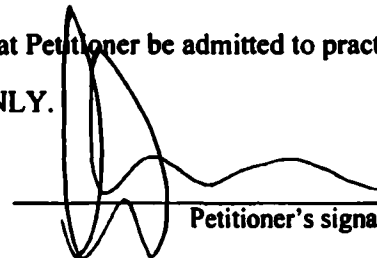
9. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the State of Nevada with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the State Bar of Nevada.

10. Petitioner agrees to comply with the standards of professional conduct required of the members of the bar of this court.

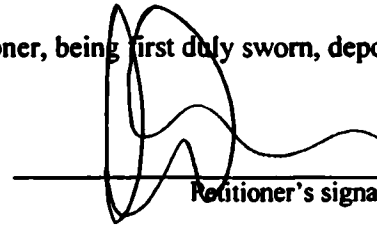
11. Petitioner has disclosed in writing to the client that the applicant is not admitted to practice in this jurisdiction and that the client has consented to such representation.

1 That Petitioner respectfully prays that Petitioner be admitted to practice before this Court
2 FOR THE PURPOSES OF THIS CASE ONLY.

3
4 STATE OF Missouri)
5 COUNTY OF St. Louis)
6


Petitioner's signature

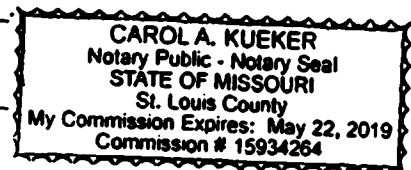
7 Daniel K. O'Toole, Petitioner, being first duly sworn, deposes and says:
8 That the foregoing statements are true.


Petitioner's signature

9
10 Subscribed and sworn to before me this

11 19th day of November, 2018

12 Carol A. Kueker
13 Notary Public or Clerk of Court
14



15
16 **DESIGNATION OF RESIDENT ATTORNEY ADMITTED TO
17 THE BAR OF THIS COURT AND CONSENT THERETO.**

18 Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner
19 believes it to be in the best interests of the client(s) to designate Michelle D. Alarie,
20 (name of local counsel)
21 Attorney at Law, member of the State of Nevada and previously admitted to practice before the
22 above-entitled Court as associate resident counsel in this action. The address and email address of
23 said designated Nevada counsel is:

24 3770 Howard Hughes Parkway, Suite 200
(street address)
25 Las Vegas, Nevada, 89169
(city) (state) (zip code)
26 702.415.2946, malarie@armstrongteasdale.com
(area code + telephone number) (Email address)
27
28

1 By this designation the petitioner and undersigned party(ies) agree that this designation constitutes
2 agreement and authorization for the designated resident admitted counsel to sign stipulations
3 binding on all of us.
4

5 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**

6
7 The undersigned party(ies) appoint(s) Michelle D. Alarie as
8 his/her/their Designated Resident Nevada Counsel in this case.
9 (name of local counsel)

10 
11 (party's signature)

12 Rachel Manos - General Counsel, Belfor USA Group
13 (type or print party name, title)

14 _____
15 (party's signature)

16 _____
17 (type or print party name, title)

18 **CONSENT OF DESIGNEE**

19 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.

20 
21 Designated Resident Nevada Counsel's signature

22 11894

23 Bar number

malarie@armstrongteasdale.com

Email address

24 APPROVED:

25 Dated: this 21 day of NOVEMBER, 2018.

26 
27 UNITED STATES DISTRICT JUDGE

Attachment

4.

Court	Date Admitted	Bar Number
Missouri	09/21/1990	38051
Illinois	01/01/1991	6206357
United States District Court, Eastern District of Missouri	09/21/1990	3987
United States District Court, Central District of Illinois	01/01/1996	6206357
United States District Court District of Kansas	01/01/1999	77864
United States Court of Appeals Eighth Circuit	01/01/1991	
United States Court of Appeals Tenth Circuit	01/01/2006	
Arkansas	08/04/2016	2016118
United States District Court, Eastern and Western Districts of Arkansas	07/26/2017	2016118

7. American Bar Association
Missouri Bar Association
Bar Association of Metropolitan St. Louis
Illinois State Bar Association
Arkansas Bar Association

The Supreme Court of Missouri



*Certificate of Admission as an
Attorney at Law*

I, Betsy AuBuchon, Clerk of the Supreme Court of Missouri, do hereby certify that the records of this office show that on 9/21/1990,

Daniel Kevin O'Toole

was duly admitted and licensed to practice as an Attorney and Counselor at Law in the Supreme Court of Missouri and all courts of record in this state, and is, on the date indicated below, a member in good standing of this Bar.

IN TESTIMONY WHEREOF, I hereunto set
my hand and affix the seal of the Supreme Court of
Missouri at my office in Jefferson City, Missouri,
this 30th day of August, 2018.

A handwritten signature in black ink that reads "Betsy AuBuchon". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Clerk of the Supreme Court of Missouri

Certificate of Admission To the Bar of Illinois

I, Carolyn Taft Grosboll, Clerk of the Supreme Court of Illinois, do hereby certify that

Daniel K. O'Toole

has been duly licensed and admitted to practice as an Attorney and Counselor at Law within this State; has duly taken the required oath to support the CONSTITUTION OF THE UNITED STATES and of the STATE OF ILLINOIS, and also the oath of office prescribed by law, that said name was entered upon the Roll of Attorneys and Counselors in my office on 05/22/1991 and is in good standing, so far as the records of this office disclose.

IN WITNESS WHEREOF, I have hereunto
subscribed my name and affixed the
seal of said Court, this 29th day of
October, 2018.

Carolyn Taft Grosboll

Clerk,
Supreme Court of the State of Illinois

Supreme Court
State of Arkansas
Little Rock

CERTIFICATE OF GOOD STANDING

State of Arkansas
in the Supreme Court

I, Stacey Pectol, Clerk of the Supreme Court of Arkansas, do hereby certify that Daniel K. O'Toole was enrolled as an Attorney at Law and Solicitor in Chancery by the Supreme Court of this State on August 4, 2016; that no disbarment proceedings have been filed against him in this court, that he has not had any adverse disciplinary action whatsoever during the past three year period, and that his private and professional character appear to be good.

In Testimony Whereof, I hereunto
set my hand as Clerk and affix the seal of Said Court
this the 10th day of October, 2018.

STACEY PECTOL
(CLERK SUPREME COURT OF ARKANSAS)

By Naomi Bullard
Deputy Clerk